

E-filed 1/18/07

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Attorneys for Third-Party Defendant
 SQUARE D COMPANY, a Delaware
 corporation

UNITED STATES DISTRICT COURT

NORTHERN DISTRICT OF CALIFORNIA, SAN JOSE DIVISION

THE UNITED STATES OF AMERICA, for
 the use and benefit of SUMMERS GROUP,
 INC. a Delaware corporation doing business
 as REXEL PACIFIC,

Use-Plaintiff,

v.

MID VALLEY ELECTRIC &
 COMMUNICATIONS, INC., a corporation
 dba CLYDE G. STEAGALL, INC.;
 FIREMAN'S FUND INSURANCE
 COMPANY, a California corporation,

Defendants.

AND RELATED COUNTERCLAIM

SUMMERS GROUP, INC. a Delaware
 corporation doing business as REXEL
 PACIFIC,

Third-Party Plaintiff,

v.

SQUARE D COMPANY, a corporation,

Third-Party Defendant.

Case No.: C04 05458 JF/HRL

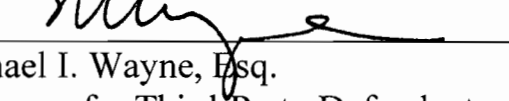
STIPULATION FOR ORDER
 MODIFYING SCHEDULING ORDER
 TO CONTINUE CERTAIN DATES;
 DECLARATION OF MICHAEL I.
 WAYNE;[PROPOSED] ORDER

TRIAL DATE: July 16, 2007

In accordance with Rule 6-2 of the Local Rules of the United States District Court for the Northern District of California and this Court's initial Order following filing of Complaint dated December 29, 2004, THE PARTIES, BY AND THROUGH COUNSEL OF RECORD, HEREBY STIPULATE TO THE FOLLOWING:

The expert discovery cut-off shall be continued to June 30, 2007 with initial expert disclosures to be made no later than April 16, 2007 and supplemental disclosures to be made no later than May 16, 2007.

DATED: January 17, 2007 GIBBS, GIDEN, LOCHER & TURNER LLP
William D. Locher, Esq.
Michael I. Wayne, Esq.

By: 
Michael I. Wayne, Esq.
Attorneys for Third-Party Defendant,
SQUARE D COMPANY, a Delaware corporation

DATED: January 17, 2007 WALSH & ASSOCIATES

By: _____
Mark Walsh, Esq.
Attorneys for Use-Plaintiff and Third-Party Plaintiff
SUMMERS GROUP, INC. dba REXEL PACIFIC

DATED: January 17, 2007 THURBON & MCHANEY, LP

By: _____
Erin Holbrook, Esq.
Attorneys for Defendants
MID VALLEY ELECTRIC & COMMUNICATIONS,
INC. dba CLYDE G. STEAGALL, INC. and
FIREMAN'S FUND INSURANCE COMPANY

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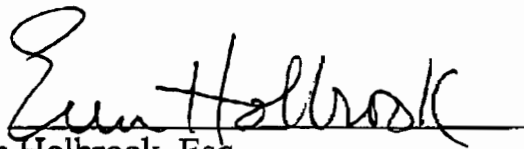
9
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12 Michael I. Wayne, Esq.

13 By: _____
14 Michael I. Wayne, Esq.
15 Attorneys for Third-Party Defendant,
16 SQUARE D COMPANY, a Delaware corporation

17 DATED: January 16, 2007 WALSH & ASSOCIATES

18 By: _____
19 Mark Walsh, Esq.
20 Attorneys for Use-Plaintiff and Third-Party Plaintiff
21 SUMMERS GROUP, INC. dba REXEL PACIFIC

22 DATED: January 16, 2007 THURBON & MCHANEY, LP

23 By: 
24 Erin Holbrook, Esq.
25 Attorneys for Defendants
26 MID VALLEY ELECTRIC & COMMUNICATIONS,
27 INC. dba CLYDE G. STEAGALL, INC. and
28 FIREMAN'S FUND INSURANCE COMPANY

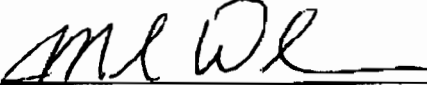
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DATED: January 16, 2007 WALSH & ASSOCIATES

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SUMMERS GROUP, INC. dba REXEL PACIFIC

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Erin Holbrook, Esq.
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MID VALLEY ELECTRIC & COMMUNICATIONS,
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GIBBS, GIDEN, LOCHER & TURNER LLP

ORDER

THE COURT, finding good cause, and PURSUANT TO STIPULATION ORDERS that the scheduling order be modified to provide that the expert discovery cut-off shall be continued to June 30, 2007 with initial expert disclosures to be made no later than April 16, 2007 and supplemental disclosures to be made no later than May 16, 2007.

DATED: 1/18/07



THE HONORABLE JEREMY FOGEL
UNITED STATES DISTRICT COURT JUDGE

PROOF OF SERVICE
USA FUB SUMMERS GROUP DBA REXEL PACIFIC V. MID VALLEY
ELECTRIC

Case No. C04 05458 JF/HRL

I, Tina Halvorson, declare:

I am employed in the County of Los Angeles, State of California. I am over the age of 18 and not a party to the within action. My business address is Gibbs, Giden, Locher & Turner LLP, One Century Plaza, 34th Floor, 2029 Century Park East, Los Angeles, California 90067-3039. On January 17, 2007, I served the document(s) described as **STIPULATION FOR ORDER MODIFYING SCHEDULING ORDER TO CONTINUE TRIAL DATES; DECLARATION OF MICHAEL I. WAYNE IN SUPPORT THEREOF; [PROPOSED] ORDER** on the interested parties in this action as follows:

☒ By placing ☐ the original ☒ a true copy thereof enclosed in a sealed envelope addressed as follows:

SEE ATTACHED SERVICE LIST

☒ BY MAIL: I am "readily familiar" with this firm's practice for the collection and the processing of correspondence for mailing with the United States Postal Service. In the ordinary course of business, the correspondence would be deposited with the United States Postal Service at 2029 Century Park East, Los Angeles, California 90067-3039 with postage thereon fully prepaid the same day on which the correspondence was placed for collection and mailing at the firm. Following ordinary business practices, I placed for collection and mailing with the United States Postal Service such envelope at Gibbs, Giden, Locher & Turner, One Century Plaza, 34th Floor, 2029 Century Park East, Los Angeles, California 90067-3039.

☐ OVERNIGHT DELIVERY: I deposited such envelope in a facility regularly maintained by ☐ FEDERAL EXPRESS ☐ UPS ☐ Overnight Delivery [specify name of service:] with delivery fees fully provided for or delivered the envelope to a courier or driver of ☐ FEDERAL EXPRESS ☐ UPS ☐ OVERNIGHT DELIVERY [specify name of service:] authorized to receive documents at Gibbs, Giden, Locher & Turner, One Century Plaza, 34th Floor, 2029 Century Park East, Los Angeles, California 90067-3039 with delivery fees fully provided for.

☐ BY FACSIMILE: I sent via facsimile a copy of said document(s) to the following addressee(s) at the following number(s) in accordance with the written confirmation of counsel in this action.

☒ [Federal] I declare that I am employed in the offices of a member of the State Bar of this Court at whose direction the service was made. I declare under penalty of perjury under the laws of the United States of America that the above is true and correct.

Executed on January 17, 2007, at Los Angeles, California.

Tina Halvorson

GIBBS, GIDEN, LOCHER & TURNER LLP

SERVICE LIST

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